

REMARKS

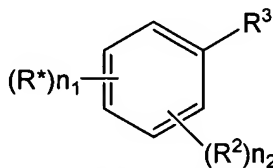
Upon entry of the Amendment, claims 1 to 8 and 15 to 16 are pending in the application.

Claims 9 to 14 have been canceled. Claims 1 and 15 have been amended.

Referring to page 2 of the Office Action, the Examiner has maintained the Restriction Requirement dated August 10, 2006.

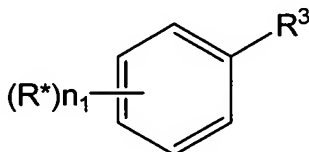
Without admitting that the Restriction Requirement is corrected, the claims have been amended to cancel the non-elected subject matter. Referring to pages 4 to 5 of the Office Action, the Examiner asserts that the scope of the elected subject matter and examined is as follows:

[a] method of preparing an optically active biaryl compounds of Formula I,



depicted in claim 1, wherein R^* is as defined, R^3 represents a substituted aryl or heteroaryl group; n_1 is as defined; n_2 is 0.

Claim 1 has accordingly been amended to recite that the claimed active biaryl compound is represented by the following formula:



Further, claim 15 has been amended to recited that the claimed active biaryl compound is represented by formula I(a).

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the

AMENDMENT UNDER 37 C.F.R. § 1.111
Appln. No.: 10/774,498

Docket No: Q79804

Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

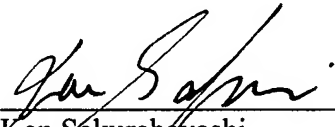
Respectfully submitted,

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